



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Resolution Certifying the Election Results of the November 8, 1994 General Municipal Election

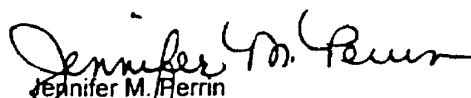
MEETING DATE: December 7, 1994

PREPARED BY: City Clerk

RECOMMENDED ACTION: That the City Council adopt Resolution No. 94-146 certifying the election results of the November 8, 1994 General Municipal Election.

BACKGROUND INFORMATION: The San Joaquin County Registrar of Voters Office has advised us that they plan to take the full 28 days as provided by law to complete the canvass of election. Therefore, we will not be able to provide you with a copy of Resolution No. 94-146 certifying the election results until December 7, 1994.

FUNDING: None required.


Jennifer M. Perrin
City Clerk

JMP

APPROVED. _____

THOMAS A. PETERSON
City Manager



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MEMORANDUM

TO: Honorable Mayor and
Members of the Lodi City Council
City Council Members Elect
City Manager
City Attorney

FROM: Jennifer M. Perrin *JMP*
City Clerk

DATE: November 30, 1994

SUBJECT: December 7, 1994 City Council Meeting Agenda and Procedure

This memorandum is being sent to you to outline the agenda and the procedure that will be followed at the December 7, 1994 City Council meeting.

As the meeting opens, the present City Council Members will be seated at their usual places at the Council table.

Council Member Elect Warner and his family and the families of Council Members Elect Pennino and Sieglock will be seated in the first two rows of seats in the Council Chambers which will be reserved. The family of Council Member Snider will also be seated in the same area.

The certification of election and reorganization of the City Council will take place as follows:

- *Agenda item #L-1 entitled, "Resolution certifying the election results of the November 8, 1994 General Municipal Election"*

City Clerk Perrin will present the official canvass of the November 8, 1994 General Municipal Election and ask the present City Council to adopt Resolution No. 94-146 certifying the results of the election.

Following this action City Manager Peterson and City Attorney McNatt will leave their seats at the Council table and be seated at the staff table.

- *Agenda item #L-2 entitled, "Presentation to outgoing member of the Lodi City Council"*

At this point on the agenda, the City Clerk will ask Council Member Snider to join her at the podium at which time she will make a presentation on behalf of the City. City Manager Peterson, on behalf of the staff, will extend appreciation to Randy Snider. Following the presentations, parting remarks may be made by Mr. Snider and then he will take a seat in the audience.

- *Agenda item #L-3 entitled, "Presentation to outgoing Mayor"*

The City Clerk will ask outgoing Mayor Sieglock to join her at the podium and make a presentation to him on behalf of the City of Lodi. Mayor Sieglock will then have an opportunity to make comments.

- *Agenda item #L-4 entitled, "City Clerk to administer the oath of office to Lodi City Council Members Elect Pennino, Sieglock and Warner"*

City Clerk Perrin will ask Council Members Elect Pennino, Sieglock and Warner to join her at the podium. They will be asked to raise their right hand and at that time she will administer the oath of office. Each will then be asked to sign their individual oath of office forms.

- *Agenda item #L-5 entitled, "Presentations to incoming members of the Lodi City Council"*

City Clerk Perrin will then make presentations on behalf of the City of Lodi to incoming members of the City Council.

The newly installed Council Members will then be seated at the Council table; however, the seat at the Mayor's position should be left vacant.

It would be appropriate at this time for the newly seated Council Members to give brief remarks if they wish to do so.

- *Agenda item #L-6 entitled, "Reorganization of the Lodi City Council"*

The City Clerk will take the Mayor's seat for the purpose of conducting the election of the new Mayor. The following procedure will be followed. The City Clerk will declare that nominations are open for the office of Mayor. Following receipt of nomination(s), the City Clerk will state, "Are there any further nominations?". Hearing none, she will declare that nominations are closed.

The City Clerk will then ask for the vote in the following manner:

"As many as are in favor of _____ to serve as Mayor of the City of Lodi, say 'Aye' _____, opposed 'No' _____."

Following the vote, the City Clerk will declare the name of the newly elected Mayor and pass the gavel to that person. The Mayor, who will conduct the election of the Mayor Pro Tempore following the same procedure, will be seated in the Mayor's seat and the City Clerk will return to her usual seat.

Following the election, it would be an appropriate time for the newly-elected Mayor to make brief comments, if so desired.

- *Agenda item #M entitled, "Adjournment"*

The newly-elected Mayor will adjourn the meeting.

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November 30, 1994
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A reception will be held in the foyer of the Carnegie Forum, 305 West Pine Street, immediately following the meeting in honor of the incoming and outgoing City Council Members.

Please feel free to have family members take pictures during the ceremony.

Should you have any questions, please do not hesitate to call.

JMP

RESOLUTION NO. 94-146

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI
RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION
HELD ON NOVEMBER 8, 1994, DECLARING THE RESULT AND SUCH
OTHER MATTERS AS PROVIDED BY LAW
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WHEREAS, a General Municipal Election was held and conducted in the City of Lodi, California, on Tuesday, November 8, 1994, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, pursuant to State Statute, the County Election Department canvassed the returns of the election and has certified the results to this City Council, the results are received, attached and made a part hereof as "Exhibit A".

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LODI, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS SHOWN ON EXHIBIT A:

SECTION 1. That the names of persons voted for at the election for Member, City Council are as follows:

Jack A. Sieglock
Roger L. Oster
Brian C. Ochoa
Keith Land
David P. Warner
John L. Young
Colleen Dixon
Phillip A. Pennino

SECTION 2. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates was as listed in Exhibit A attached.

SECTION 3. The City Council does declare and determine that: Jack A. Sieglock was elected as Council Member for the full term of four years; Phillip A. Pennino was elected as Council Member for the full term of four years; and David P. Warner was elected as Council Member for the full term of four years.

SECTION 4. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of votes (ballots) cast in the City; (2) The names of the persons voted for; (3) For what office each person was voted for; (4) The number of votes given at each precinct to each person; and (5) The total number of votes given to each person.

SECTION 5. That the City Council shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 6. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

Dated: December 7, 1994

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I hereby certify that Resolution No. 94-146 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 7, 1994 by the following vote:

Ayes: Council Members - Davenport, Mann, Pennino, Snider and
Sieglock (Mayor)

Noes: Council Members - None

Absent: Council Members - None

Abstain: Council Members - None


Jennifer M. Perrin
City Clerk

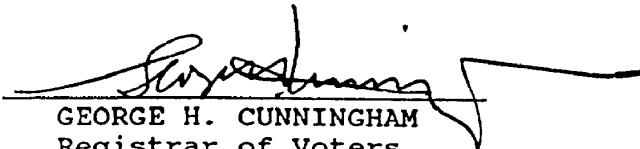
REGISTRAR OF VOTER'S
CERTIFICATE OF RESULTS
OF THE
CITY OF LODI GENERAL MUNICIPAL ELECTION
HELD ON
NOVEMBER 8, 1994

I GEORGE H. CUNNINGHAM, REGISTRAR OF VOTERS, HEREBY
CERTIFY that I completed the canvass of the City of Lodi General
Municipal Election held on Tuesday, November 8, 1994, and that the
following are the results of said election:

COUNCILMEMBER:

JACK SIEGLOCK	7,806
PHILLIP A. PENNINO	6,720
DAVID P. WARNER	6,197
COLLEEN DIXON	5,591
KEITH LAND	4,731
BRIAN C. OCHOA	3,893
JOHN L. YOUNG	3,847
ROGER OSTER	1,860

December 2, 1994


GEORGE H. CUNNINGHAM
Registrar of Voters



CERTIFICATE OF ELECTION AND OATH OF OFFICE

I, **Jennifer M. Perrin**, City Clerk of the City of Lodi, State of California, do hereby certify that at an Election held in said City, on the 8th day of November, A. D. 1994, **Jack A. Sieglock**, was elected to the office of Member, Lodi City Council as appears by the Official Result of said Election on file in my office.

WITNESS my hand and official seal this 7th day of December, A. D. 1994.

Jennifer M. Perrin
Jennifer M. Perrin, City Clerk

By

Deputy City Clerk

STATE OF CALIFORNIA)

ss.

County of San Joaquin)

I, **Jack A. Sieglock**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Member, Lodi City Council

Jack A. Sieglock
Candidate's signature

Subscribed and sworn to before me, this 7th day of December, 1994.

Jennifer M. Perrin
Jennifer M. Perrin, City Clerk



CERTIFICATE OF ELECTION AND OATH OF OFFICE

I, **Jennifer M. Perrin**, City Clerk of the City of Lodi, State of California, do hereby certify that at an Election held in said City, on the 8th day of November, A. D. 1994, **Phillip A. Pennino**, was elected to the office of Member, Lodi City Council as appears by the Official Result of said Election on file in my office.

WITNESS my hand and official seal this 7th day of December, A. D. 1994.


Jennifer M. Perrin, City Clerk

By _____

Deputy City Clerk

STATE OF CALIFORNIA }

ss.

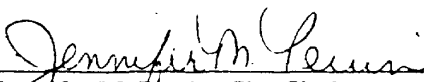
County of San Joaquin }

I, **Phillip A. Pennino**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Member, Lodi City Council


Candidate's Signature

Subscribed and sworn to before me, this 7th day of December, 1994.


Jennifer M. Perrin, City Clerk



WITNESS my hand and official seal this 7th day of December, A. D. 1994.

Deputy City Clerk

County of San Joaquin

Member, Lodi City Council

Jennifer M. Perrin
Jennifer M. Perrin, City Clerk